

November 28, 2005

VIA ELECTRONIC FILING

Marlene H. Dortch, Secretary
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

**Re: VoIP E911 Compliance Report (November 28, 2005)
Hotwire Communications, Ltd; WC Docket No. 05-196**

Dear Secretary Dortch:

Hotwire Communications, Ltd (“Hotwire” or “Company”), through its undersigned counsel and pursuant to Commission Rule 9.5(f), as adopted by the Commission’s *VoIP E911 Order*¹ concerning the enhanced 911 (“E911”) service requirements and conditions applicable to interconnected Voice over Internet Protocol (“VoIP”) service providers, submits this Compliance Report (“Report”) to advise the Commission of the status of Hotwire’s efforts to comply with the Commission’s VoIP E911 Rules.²

Hotwire provides VoIP services to residents of certain Multiple Dwelling Units (“MDUs”) in the Philadelphia area and in Southeast Florida. Hotwire does not intend for its VoIP service to be nomadic, and in most cases, the service cannot be operated nomadically. Hotwire provides service only to those customers who reside at MDUs serviced by the Company and disconnects service to any subscriber who moves the premises equipment from these MDU locations.

¹ *IP-Enabled Services, E911 Requirements for IP-Enabled Service Providers*, First Report and Order and Notice of Proposed Rulemaking 20 FCC Rcd. 10245 (2005) (“*VoIP E911 Order*”).

² Pursuant to the Commission’s prior Public Notices, Hotwire filed three status reports concerning Hotwire’s efforts to notify its customers of the limitations associated with the Company’s VoIP 911 service, and to obtain affirmative acknowledgments from those subscribers stating that they fully understand those limitations. These reports were filed in the above-referenced docket on August 10, September 1, and September 22.

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As required by the Commission's rules, and consistent with the Public Notice issued by the Enforcement Bureau on November 7, 2005³ (the "Public Notice"), this Report details Hotwire's efforts to provide E911 service to customers in compliance with Commission Rule 9.5(b) and (c), and comply with registered location requirements of Commission Rule 9.5(d). As requested by the Enforcement Bureau in the Public Notice, Hotwire states as follows:

- 1) **A quantification, on a percentage basis, of the number of subscribers to whom the Company is able to provide 911 service in compliance with the rules established in the *VoIP 911 Order*.**

Hotwire relies on third party vendors to provide 911 services to its VoIP customers. Based on representations made by these vendors, as of November 28, 2005, it is the Company's understanding that these vendors are able to provide compliant VoIP 911 service to 100% of Hotwire's VoIP subscribers.

- 2) **A detailed statement as to whether the Company is transmitting, as specified in Paragraph 42 of the *VoIP 911 Order*, "all 911 calls to the appropriate PSAP, designated statewide default answering point, or appropriate local emergency authority utilizing the Selective Router, the trunk line(s) between the Selective Router and the PSAP, and such other elements of the Wireline E911 Network as are necessary in those areas where Selective Routers are utilized."**

Based on representations made by its third-party E911 vendors, it is the Company's understanding that these vendors are transmitting all 911 calls of Hotwire's customers in accordance with Paragraph 42 of the *VoIP 911 Order*.

- 3) **If the Company is not transmitting all 911 calls to the correct answering point in areas where Selective Routers are utilized, a detailed explanation of why not.**

Not applicable.

- 4) **The number of Selective Routers to which the Company has interconnected, directly or indirectly, as of November 28, 2005.**

As previously explained, Hotwire relies on third-party vendors to provide 911 service to its VoIP customers. Hotwire does not interconnect directly with any selective routers. Instead, its third-party vendors provide Hotwire with a complete E911 VoIP solution. Despite the Company's request for selective router information, as of the date of this filing, Hotwire's third-party

³ *Enforcement Bureau Outlines Requirements of November 28, 2005 Interconnected Voice Over Internet Protocol 911 Compliance Letters*, WC Docket Nos. 04-36 and 05-196, Public Notice, DA 05-2945 (rel. Nov. 7, 2005).

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vendors have been unable to provide Hotwire with the number of selective routers to which they are interconnected in the provision of E911 services to the Company's VoIP customers.

- 5) **A detailed statement as to whether the Company is transmitting via the Wireline E911 Network the 911 caller's ANI and Registered Location to all answering points that are capable of receiving and processing this information.**

Based on representations made by its third-party E911 vendors, it is the Company's understanding that these vendors are transmitting via the Wireline E911 Network the ANI and Registered Location of the 911 calls of Hotwire's VoIP customers to all answering points that are capable of receiving and processing this information.

- 6) **The percentage of how many answering points within the Company's service area are capable of receiving and processing ANI and Registered Location information that the provider transmits.**

To Hotwire's knowledge and belief, 100% of answering points in the Company's service area are capable of receiving and processing ANI and Registered Location information transmitted by Hotwire via its third-party E911 vendors.

- 7) **The percentage of subscribers whose ANI and Registered Location are being transmitted to answering points that are capable of receiving and processing this information**

To Hotwire's knowledge and belief, ANI and Registered Location information is capable of being transmitted to the answering points of 100% of the Company's VoIP customers.

- 8) **If the Company is not transmitting the 911 caller's ANI and Registered Location to all answering points that are capable of receiving and processing this information, a detailed explanation why not.**

Not applicable.

- 9) **To the extent the Company has not achieved full 911 compliance with the requirements of the *VoIP 911 Order* in all areas of the country by November 28, 2005, the Company should describe in detail, either in narrative form or by map, the areas of the country, on an MSA basis, where it is in full compliance and those in which it is not.**

Based on representations made by its underlying third-party E911 vendors, it is Hotwire's understanding that the Company is in full compliance with the *VoIP 911 Order* for all customers residing in the MDUs to which Hotwire provides VoIP service. These MDUs are located in the Philadelphia area and in Southeastern Florida (LATA 460). As previously described, Company does not intend for its VoIP service to be nomadic, and in most cases, the service does not

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operate nomadically. Accordingly, Hotwire does not plan to implement technical solutions for 911 services for locations other than the MDUs to which it serves. Instead, Hotwire plans to disconnect any subscriber who moves its premises equipment from the MDUs served by the Company.

- 10) If not in full compliance, the Company's plans for coming into full compliance with the requirements of the *Order*, including its anticipated timeframe for such compliance.**

Not applicable.

- 11) A detailed description of all actions the Company has taken to obtain each existing subscriber's current Registered Location and each new subscriber's initial Registered Location (including, but not limited to, relevant dates and methods of contact with subscribers and a quantification, on a percentage basis, of the number of subscribers from whom the Company has obtained the Registered Location).**

Hotwire has obtained the current Registered Location information for 100% of its existing VoIP subscribers. Hotwire obtained this information in writing from each customer in response to correspondence or in-person visits conducted by the Company.

New subscribers must provide initial Registered Location information on a written acknowledgement that must be signed prior to service initiation.

- 12) A detailed description of the method(s) the Company has offered its subscribers to update their Registered Locations. This information should include a statement as to whether the Company is offering its subscribers at least one option for updating their Registered Location that permits them to use the same equipment that they use to access their interconnected VoIP service.**

VoIP subscribers may update their Registered Locations by contacting Company via: (a) its toll-free telephone number; (b) email sent to Hotwire; or (c) letter sent to the Company's Customer Service Department in Wynnwood, Pennsylvania.

- 13) A detailed description of any technical solutions the Company is implementing or has implemented to ensure that subscribers have access to 911 service whenever they use their service nomadically.**

Hotwire does not intend its service to be nomadic, and in most cases, the service cannot be operated nomadically. Accordingly, Hotwire does not intend to implement technical solutions with respect to 911 access for nomadic subscribers. Hotwire will continue to provide service to those subscribers who have provided confirmation of their current Registered Location in an MDU served by the Company. Hotwire intends to disconnect service to customers who move who moves their premises equipment from these MDU locations.

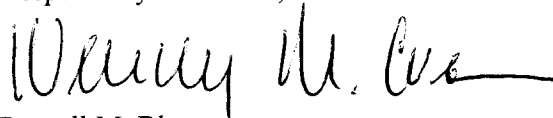
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- 14) **A description of any automatic detection mechanism that enables the Company to identify when a customer may have moved his or her interconnected VoIP service to a new location and ensure that the customer continues to receive 911 service even when using the interconnected VoIP service nomadically.**

Hotwire does not intend for its VoIP service to be operated nomadically and, thus, does not plan to implement any mechanism for detecting nomadic service.

Respectfully submitted,

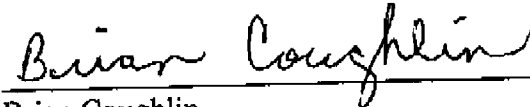
A handwritten signature in black ink, appearing to read "Wendy M. Creeden", with a long horizontal flourish extending to the right.

Russell M. Blau
Wendy M. Creeden

Counsel for Hotwire Communications, Ltd

cc: Byron McCoy (FCC)
Kathy Berthot (FCC)
Janice Myles (FCC)
Best Copy and Printing, Inc.
Brian Coughlin (Hotwire)

I, Brian Coughlin, state that I am General Counsel of Hotwire Communications, Ltd ("Hotwire" or "Company"); that I am authorized to submit the forgoing *VoIP E911 Compliance Report* ("*Report*") on behalf of the Company; that the *Report* was prepared under my direction and supervision; and I declare under penalty of perjury that the *Report* is true and correct to the best of my knowledge, information, and belief and in reliance on information provided by the Company's third-party vendors for VoIP E911 services.

A handwritten signature in cursive script that reads "Brian Coughlin". The signature is written in black ink and is positioned above a horizontal line.

Name: Brian Coughlin

Title: General Counsel

Hotwire Communications, Ltd